

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>ELEANOR J. ROBERTS o/b/o,</b>	:	<b>CIVIL ACTION</b>
<b>MICHAEL L. ROBERTS,</b>	:	
<b>Plaintiff,</b>	:	
	:	
<b>vs.</b>	:	
	:	<b>NO. 09-cv-3868</b>
<b>MICHAEL J. ASTRUE,</b>	:	
<b>Defendant.</b>	:	

**ORDER**

AND NOW, this 13th day of January, 2011, upon careful consideration of the Report and Recommendation filed by United States Magistrate Judge Lynne A. Sitarski, and upon independent review of the briefs filed by the parties, it is hereby ORDERED that:

1. the Report and Recommendation is APPROVED and ADOPTED;
2. Plaintiff's Request for Review is GRANTED; and
3. this matter is REMANDED to the Commissioner for further proceedings consistent with the Report and Recommendation.

BY THE COURT:

/s/ Berle M. Schiller  
BERLE M. SCHILLER, J.